Attorney Docket No. 00184/LH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): T. ENDO, ET AL

Serial No. : 09/532,818

Filed : March 21, 2000

For : CONFOCAL MICROSCOPE

Art Unit :

Examiner

SUBMISSION OF SIGNED DECLARATION

Assistant Commissioner for Patents Washington, D.C. 20231

Att: Application Branch

SIR:

Commissioner of Patents. Washington. D.C. 20231 on the date noted below.

CERTIFICATE OF MAILING

correspondence is being deposited with the United States Postal Service as First

Class mail in an envelope addressed to: Assistant

I hereby certify this

Attorney: Leonard Holt

Dated: May 31

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper, to Account No. 06-1378.

Responsive to the Patent Office Notice mailed May 25, 2000, the term for response to which expires on July 25, 2000, submitted herewith is a Declaration executed by the inventors and attached to a complete set of application papers.

A check for \$130.00 is enclosed to cover the Patent Office surcharge fee for late filing of the signed Declaration.

It is respectfully requested that prosecution on the merits now proceed.

Respectfully submitted,

Leonard Holtz, Esq. Reg. No. 22,974

May 31, 2000

Frishauf, Holtz, Goodman, Langer & Chick, P.C. 767 Third Avenue - 25th Floor New York, New York 10017-2023 Tel. No. (212) 319-4900 Fax No. (212) 319-5101 LH:sp

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Declaration Power of Attorney For Patent Application 特許出願宣言書及び委任状 Japanese Language Declaration

日本語宣言書

下記の氏名の発明者として、私は以下の通り宣言します。。	As a below named inventor, I hereby declare that:
私の住所、私書箱、国籍は下記の私の氏名の横に記載され た通りです。	My residence, post office address and citizenship are as stated below next to my name.
下記の名称の発明に関して請求範囲に記載され、特許出願している発明内容について、私が最初かつ唯一の発明者(下記の氏名が一つの場合)もしくは最初かつ共同発明者であると(下記の名称が複数の場合)信じています。	I believe I am the original first and sole inventor (if only one name is listed below) or an original first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled
共焦点顕微鏡	CONFOCAL MICROSCOPE
上記発明の明細書(下記の欄で×印がついていない場合は、 本書に添付)は、	The specification of which is attached hereto unless the following box is checked:
□月月	was filed on as United States Application Number or PCT international Application Number and was amended on (if applicable).
	, down

私は、特許請求範囲を含む上記訂正後の明細書を検討し、 内容を理解していることをここに表明します。

I hereby state that I have reviewed and understand the contents of the above identified specification including the claims, as amended by any amendment referred to above.

私は、連邦規則法典第37編第1条56項に定義されるとおり、特許資格の有無について重要な情報を開示する義務があることを認めます。

I acknowledge the duty to disclose information which is material to patentablilty as defined in Title 37, Code of Federal Regulations, Section

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Japanese Language Declaration

(日本語宣言書)

I hereby claim foreign priority under Title 35 United states Code. Section 119(a) - (d) or 365(b) of any foreign application(s) for patent or inventor's certificate or 365(a) of any PCT international application which designated at least one country other than the United States. listed below and have also identified below by

を主張している、本出願の制に出願された特別なが 証の外国出願を以下に、枠内をマークすることで、 ます。	、赤してい	listed below and have also checking the box any fore patent or inventor's c international application before that of the applicat is claimed:	having a filing date ion on which priority
			Priority Not Claimed 優先権の主張なし
Prior Foreign Application(s)			反元権の主派 (1)
外国での先行出願 JAPAN		23/03/1999	i lad
11-0/8201	itry)	(Day/Month Year F (出願年月日)	i led)
	名) -		
		24/03/1999	
11-080026 JAPAN		24/03/1999	
11-080028 JAPAN		24/03/1999	
11-080202 JAPAN			
私は、第35絹米国法典119条(e)項に 米国特許出願規定に記載された権利をここに主張	基いて下記の いたします。	I hereby claim the benefit States Code. Section 119(e provisional application(s)	t under Title 35, United e) of any United States) listed below.
(Application No.) (Filing (出願)		(Application No.) (出願番号)	(Filing Date) (出願日)
私は、下記の米国法典第35編120条に基定 第3人は、下記の米国法典権利、「大会をに基定 国特許出前3年の共享を発生に は、一、「大会をは、一、「大会をは、一、「大会をは、一、」で、「大会を、一、「大会を、一、「大会を、一、「大会を、一、「大会を、一、」で、「大会を、一、」、「大会を、一、「大会、」」、「大会、「大会、」」、「大会、「大会、」」、「大会、「大会、」」、「大会、「大会、」」、「大会、」」、「大会、」」、「大会、」、「大会、」、「大会、」、「大会、」、「大会、」、「大会、」、「大会、、一、一、一、一、一、一、一、一、一、一、一、一、一、一、一、一、一、一、	143年 143年 143年 143年 153年	States Code, Section 12 application (s) or 363 (c) application designating to below and insofar as the the claims of this application the prior United States or in the manner provided by Title 35. United States acknowledge the duty which is material to pain Title 37. Code of Fed 1.56 which become avail	it under Title 35. United 10 of any United States of any PCT international the United States. listed subject matter of each of cation is not disclosed in PCT Information application y the first paragraph of es Code. Section 112. It of disclose information atentability as defined deral Regulations. Section lable between the filing ication and the national ling date of application:
(Application No.) (Filin (出願番号) (出	ng Date) 顧日)	(現况:符計	ted. Pending. Abandoned) 許可済、係属中、放棄済)
(Application No.) (Filing (出願番号) (出	ng Date) 出願日)	(現況:特許	ted. Pending. Abandoned) 許可済、係属中、放棄済)
(1) なっての知識に基づいて木宣言書中で	私が行う表明が	I hereby declare that a	all statements made herein are true and that all

私は、私自身の知識に基ずいて本宣言書中で私が行う表明が 真実であり、かつ私の入手した情報と私の信じるところに基 ずく表明が全て真実であると信じていること、さらに故意に なられた虚偽の表明及びそれと同等の行為は米国法典第18 49年10013年でも、罰金コナけ物程、よしてはその面 はこれに個白の表明及びてれる同等の行句は不過に無常10 編第1001条に基ずと、罰金または拘禁、もしてはそる虚ちにより処罰されることであることでは、まってもは、許可された特許の方面であることを認識し、よってここに上記のごとく宣称を表します。 誓を致します。

of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both. under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Japanese Language Declaration

(日本語宣言書)

委任状:私は、下記の発明者として、本出願に関する一切の手続きを米特許商額局に対して遂行する弁理士または代理人として、下記の者を指名のたります。

(弁理士、または代理人の氏名及び登録番号を明記のこと)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration number)

Leonard Holtz (Reg. No. 22, 974), Herbert H. Goodman (Reg. No. 17, 081). Thomas Langer (Reg. No. 27, 264), Marshall J. Chick (Reg. No. 26, 853), Richard S. Barth (Reg. No. 28, 180), Douglas Holtz (Reg. No. 33, 902), and Robert P. Michal (Reg. No. 35, 614).

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Direct Telephone Calls to: (name and telephone number) Telephone No. (212)319-4900 Facsimile No. (212)644-4834 直通電話連絡先: Facsimile No. Full name of sole or first inventor 唯一のまたは第一発明者の氏名 Tomio Endo 遠藤 富男 Date Inventor's signature 日付 同発明者の署名 Mar. 29, 2000 Fonce Residence 住 所 Hidaka-shi, Japan 日本国日高市 Citizenship 国籍 JAPAN 日本 Post Office Address c/o Intellectual Property 郵便の宛先 日本国東京都八王子市久保山町2-3 & Legal Department. OLYMPUS OPTICAL CO. LTD. 2-3, Kuboyama-cho, Hachioji-shi. オリンパス光学工業株式会社 Tokyo, Japan 知的財産法務部内

(第二以降の共同発明者に対しても同様に記載し、署名を すること,)

(Supply similar information and signature for second and subsequent joint inventors.)

PTO/SB/105 (8-98)

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Japanese Language Declaration

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同第 2 発明者の署名 日付	2 nd Inventor's signature Date		
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国箱	Citizenship		
日本	JAPAN		
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同第 3 発明者の署名 日付	3rd Inventor's signature Date		
	Katanya Sadami Mar. 30, 2000		
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第 共同発明者の氏名 (該当する場合)	Full name of joint inventor, if any		
同第 発明者の署名 日付	Inventor's signature Date		
住 所	Residence		
国 福	Citizenship		
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